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Filed

AUG - 8 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

TRIEU LAM and
THANH TRAN,
a/k/a David Tran

Defendants.

No. CR-04-20198-JF

STIPULATION AND [PROPOSED]
ORDER CONTINUING DEFENDANT
THANH TANS'S SENTENCING FROM
AUGUST 20, 2008 TO OCTOBER 22,
2008

UNDER SEAL

RECEIVED
2008 AUG -5 PM 3:36
RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

The parties, including the defendant, stipulate as follows:

1. On January 31, 2007, defendant Thanh Tran ("defendant") pled guilty, pursuant to a cooperation plea agreement, to a one-count information, charging him with making a false statement to an agency of the United States, in violation of 18 U.S.C. § 1001. Defendant's sentencing is currently scheduled for August 20, 2008.

2. Defendant's cooperation is continuing. The government needs additional time to have defendant complete his cooperation before sentencing.

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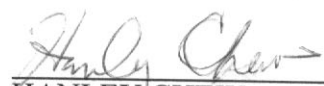
STIPULATION AND [PROPOSED] ORDER
CONTINUING DEFENDANT'S SENTENCING
CR-03-20198-JF

1 Therefore, the parties respectfully request that the Court continue defendant's sentencing
2 from August 20, 2008 to October 22, 2008 at 9:00 a.m.

3 IT IS SO STIPULATED.
4

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 Dated: 8/4/08


8 HANLEY CHEW
9 Assistant United States Attorney

10 Dated: 8/04/08


11 NICHOLAS HUMY
12 Attorney for defendant Thanh Tran

13 **[PROPOSED] ORDER**

14 Having considered the stipulation of the parties, and good cause appearing, the Court
15 orders that defendant Thanh Tran's sentencing is continued from August 20, 2008 to October 22,
16 2008 at 9:00 a.m.

17 IT IS SO ORDERED.

18 DATED: 


19 THE HONORABLE JEREMY FOGEL
20 UNITED STATES DISTRICT COURT JUDGE